THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.13044 of 2006

Dated: 23-11-2006

Between:

M/s K.S.R. Granites, rep. by its Proprietor, Warangal.

..... PETITIONER

AND

The Government of Andhra Pradesh, Industries and Commerce Department, rep. by its Secretary, Hyderabad and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.13044 of 2006

ORDER:

The writ petition is filed by M/s K.S.R. Granites, a proprietary concern, seeking a writ of Mandamus declaring the action of respondent No.2 in not conducting joint inspection and in proposing to reject its application for grant of quarry lease for granite over an extent of 1 hectare in survey Nos.148/A and 205/B situated at Konaichalam and Thimmampet Villages, Zaffergadh Mandal in Warangal District, as illegal and arbitrary.

This Court, while admitting the writ petition, passed interim orders on 14-09-2006 in W.P.M.P.No.16215 of 2006 directing respondent No.2 to arrange for a joint inspection in the presence of the residents of Alwarbanda Thanda, Konaichalm and Thimmampet Villages. When the matter was again listed on 16-11-2006, the learned Government Pleader for Mines and Geology brought to the notice of this Court that the Joint Director in the office of respondent No.2 has completed joint inspection on 17-10-2006 and submitted a report to respondent No.2. Therefore, without expressing any opinion on the merits of the case, the writ petition is disposed of directing respondent No.2 to consider the application made by the petitioner on 10-01-2006 for grant of quarry lease for granite in accordance with law. This exercise may be completed within a period of two weeks from the date of receipt of a copy of this order. The petitioner is given liberty to approach respondent No.2, obtain a copy of the joint inspection report and submit any objection thereto. Though interlocutory applications are listed, the writ petition is being disposed of as above. No costs.

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(**V.V.S.RAO, J**)

23rd November, 2006

ghn